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4 IN THE UNITED STATES DISTRICT COURT
5 FOR THE EASTERN DISTRICT OF CALIFORNIA
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7 CRUZ ARMANDO AVILA,

8 Petitioner,

9 vs.

10 ANTHONY LAMARQUE, Warden,

11 Respondent.

No. 2:03-CV-1173-RRB-EFB-P

ORDER

12
13 Petitioner Cruz Armando Avila ("Petitioner"), a state
14 prisoner proceeding pro se, has filed an application for a writ of
15 habeas corpus pursuant to 28 U.S.C. § 2254. The matter was
16 referred to a United States Magistrate Judge, pursuant to 28 U.S.C.
17 § 636(b)(1)(B) and Local General Order No. 262.

18 On April 16, 2007, Magistrate Edmund F. Brennan filed
19 Findings & Recommendations (Docket 18) herein which were served on
20 all parties and which contained notice to all parties that any
21 objections to the same were to be filed within 20 days. Neither
22 party has filed objections to the Findings & Recommendations.

1 The Court has reviewed the file and finds the Findings &
2 Recommendations at Docket 18 to be supported by the record and by
3 the Magistrate Judge's thorough analysis.

4 Accordingly, **IT IS HEREBY ORDERED** that:

5 1. The Findings & Recommendations at Docket 18, filed
6 on April 16, 2007, are adopted in full; and

7 2. Petitioner's application for a writ of habeas corpus
8 is **DENIED**.

9 **ENTERED** this 31st day of May 2007.

10 S/RALPH R. BEISTLINE
11 UNITED STATES DISTRICT JUDGE
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